

Exhibit 13

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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK
3 MDL No. 1358 Master File C.A. No. 1:00-1898 (SAS)
4 In Re: Methyl Tertiary Butyl Ether ("MTBE")
5 Products Liability Litigation,
6
7 COUNTY OF SUFFOLK
8 -and-
9 SUFFOLK COUNTY WATER AUTHORITY
10
11 v.
12

13 AMERADA HESS CORP., et al.

14 ~~~~~
15 VIDEOTAPED DEPOSITION OF
16 RONALD R. SABIA
17 November 6, 2007
18 10:00 a.m.

19 Goodwin Procter LLP
20 Exchange Place
21 53 State Street
22 Boston, Massachusetts

23 Ayako Odanaka, Notary Public, Certified Shorthand
24 Reporter and Registered Professional Reporter within
and for the Commonwealth of Massachusetts.

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1 APPEARANCES:
2 ON BEHALF OF PLAINTIFFS:
3 JOHN LESLIE YATES, ESQUIRE
4 Baron & Budd, P.C.
5 3102 Oak Lawn Avenue, Suite 1100
6 Dallas, Texas 75219-4281
7 214.521.3605
8 jyates@baronbudd.com
9 ON BEHALF OF VALERO:
10 ANDREW M. TAYLOR, ESQUIRE
11 (Via Telephone)
12 Bracewell & Giuliani, LLP
13 111 Congress Avenue, Suite 2300
14 Austin, Texas 78701-4061
15 512.472.7800
16 andy.taylor@bgllp.com
17 ON BEHALF OF SUNOCO:
18 BETHANY S. FRENCH, ESQUIRE
19 (Via Telephone)
20 Beveridge & Diamond PC
21 1350 I Street, NW, Suite 700
22 Washington, D.C. 20005-3311
23 202.789.6000
24 bfrench@bdlaw.com

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1 APPEARANCES (Continued):
2

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1 brand.

2 Q. Well, in what way does Cumberland
3 today distribute GOLP -- gasoline which
4 has been stored in any GOLP facility?

5 A. They purchase product from Gulf Oil
6 Limited Partnership and deliver it to
7 company op and dealer locations.

8 Q. And does Cumberland physically pick
9 up gasoline and deliver it in trucks?

10 A. Yes, they do.

11 Q. So, for example, if there is a GOLP
12 terminal with a truck rack, Cumberland
13 trucks could come and pick up gasoline and
14 distribute it to service stations?

15 A. Yes, they can -- as well as common
16 carriers.

17 Q. So it's not an exclusive
18 relationship. Cumberland's not the only
19 company that does that for GOLP at the
20 present time.

21 A. Correct.

22 Q. All right. I believe that you
23 either said a minute ago or we saw it in
24 one of these documents, that from '88

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1 until '93, Cumberland was engaged in the
2 business of wholesale marketing and trading
3 of unbranded gasoline.

4 MR. TULLY: I think you
5 meant to say Catamount.

6 A. Catamount.

7 Q. I'm sorry, Catamount. You're
8 right, Catamount.

9 What is wholesale marketing and
10 trading?

11 A. It's selling unbranded product to
12 jobbers and end-users.

13 Q. Okay. And what do you mean by
14 "unbranded product"?

15 A. It is not associated with any brand
16 trademark. It is a discretionary
17 relationship between buyer and seller.

18 There is no contract -- that is, as is
19 typical between branded entities -- to buy
20 all of their gallons from -- from a brand.

21 Q. From '93 until 2005, what -- in
22 general, what was GOLP's primary business?

23 A. Well, they really had two
24 businesses. They had the branded

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1 distribution business, the Gulf Oil brand,
2 distributing branded Gulf product through
3 jobbers and dealers. In 2003, they
4 acquired the Exxon brand in addition -- so
5 that was, I believe, September 2003 -- and
6 own the Exxon brand until 2010.

7 Q. Is that for about the same

8 geographical area?

9 A. Seven states, New York and New
10 England, for the Exxon brand.

11 Q. Okay.

12 A. They also maintain their unbranded
13 supply business.

14 Q. Okay. Let's take those one at a
15 time. You say, first of all, they had
16 the branded distribution business for Gulf,
17 and, then, beginning 2003, Exxon in seven
18 states. Describe, if you could, what you
19 mean by that.

20 A. Okay. Gulf will -- would either
21 supply directly individual sites, dealer
22 locations with fuel, and there is a
23 contractual obligation.

24 Q. Okay. Would these be under the

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1 scenario you're talking about, either
2 Gulf-branded or Exxon-branded stations?

3 A. Depending on the time frame; if it
4 was pre-2003, it would have been Gulf.
5 After 2003, it could be Gulf or Exxon.

6 Q. Yeah, right. Either one.

7 (Deponent nodding)

8 Would it necessarily be the case
9 that the gasoline which was delivered to
10 those branded stations would have been
11 refined and manufactured by either Gulf or
12 Exxon?

13 A. Not Gulf Oil LP. We are not a
14 refiner -- never have been a refiner.

15 Q. No, I didn't mean -- I may have
16 misspoke.

17 What about the Exxon gasoline?

18 Would it necessarily have been refined by
19 Exxon?

20 A. No.

21 Q. Was it kept segregated when it came
22 into the GOLP terminals?

23 A. No.

24 Q. Did any of the GOLP terminals have